

## **MINUTES**

### **EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING**

**Tuesday, January 14, 2014**

**City Council Chamber**

**4:00 p.m.**

#### **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Kincaid called the meeting to order. The following members were present: Council Members David Duax, Kerry Kincaid, David Klinkhammer, Eric Larsen, Monica Lewis, Kathy Mitchell, David Strobel, Bob Von Haden, and Michael Xiong. Absent: Council Members Catherine Emmanuelle and Andrew Werthmann.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, January 14, 2014:

- Approving Minutes of Regular Meeting of December 10, 2013.
- Granting new bartender licenses.
- Granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Regis High School, Mark Gobler, president, on January 25, 2014, at 2100 Fenwick, for Regis Night Out For Music.
- Granting a Temporary Class B Fermented Malt Beverage license to Chippewa Valley Roller Girls, LTD, Kimm Schroeder, president, for January 25, 2014 at 3456 Craig Road, for Chippewa Valley Roller Girls – Home Bout.
- Granting a Temporary Class B Fermented Malt Beverage license to St. Olaf Parish, Brian Konopa, Pastor, on January 17 & 31, February 14 & 28, March 14 & 28 and April 11 & 25, 2014, from 3:00 p.m. to 9:00 p.m., at 3220 Monroe St., for St. Olaf Men's Club Fish Fry Dinners.
- Granting a Temporary Class B Fermented Malt Beverage license to Eau Claire Morning Rotary, Timothy Haukeness, president, on February 1, 2014, at Gold's Gym, 3225 Lorch Ave. for Super Beans - Bean Bag Tournament.
- Granting Change of Agent for the Class A Fermented Malt Beverage license of Kwik Trip, Inc., d/b/a Kwik Trip #813, 3360 Birch St. from Roxann M. Collum to Jennifer J. Engaldo.
- Authorizing UW-EC Blugold Beginnings to conduct the Higher Education Hustle on Saturday, April 5, 2014 beginning at the UWEC campus and along city trails and sidewalks.
- Authorizing Longfellow Elementary School to conduct the Jeanne Richie Memorial Puddle Jump on Saturday, April 26, 2014 at Phoenix Park.
- Authorizing the University of Wisconsin - Eau Claire to conduct the UW-EC Summer Concerts on Monday evenings from June 9, 2014 through July 28, 2014 in Owen Park.
- Accepting a \$50,000 Wisconsin Department of Natural Resources Aquatic Invasive Species grant for weed control in Half Moon Lake.
- Approving the bid and proposal for Procurement No. 2014 -04 - Furnish and Install Storage Mezzanine at Central Maintenance Facility.

- Approving the bid and proposal for Procurement No. 2014-05 - Purchase of Robotic Total Station System (engineering / survey equipment).

Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Von Haden “to adopt the consent resolution”. Said motion passed by unanimous vote.

### **PROCLAMATION**

Council President Kincaid, on behalf of the City Council, proclaimed January 20, 2014, as Martin Luther King Jr. Day in the City of Eau Claire and encouraged all residents to join in recognizing the day with appropriate civic, community and service programs in honor of Dr. King’s life and legacy.

### **LIQUOR LICENSES**

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license to Kiwanis Club of Eau Claire, Chad Mickelson, President, on January 20, 2014, at Volume One, 205 N. Dewey St., for Chamber of Commerce Business After Hours. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Klinkhammer “to adopt said resolution”. Said motion passed by unanimous vote.

### **CARSON PARK BASEBALL STADIUM**

The Council considered a request from the Eau Claire Express to add two corner fan deck expansions, inside the baseball stadium grandstand at Carson Park. The City had received correspondence from the applicant indicating that they wished to withdraw their proposal. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Von Haden “to indefinitely postpone consideration of said resolution”. Said motion passed by unanimous voice vote.

The City Council considered a resolution granting a permanent expansion of the Class B Fermented Malt Beverage and Class C Wine licensed premise of Eau Claire Baseball, LLC, d/b/a Eau Claire Express, Carson Park Baseball Stadium. The City had received correspondence from the applicant indicating that they wished to withdraw their application for expansion of the licensed premise. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Lewis “to indefinitely postpone consideration of said resolution”. Said motion passed by unanimous voice vote.

### **APPOINTMENTS**

The Council considered a resolution approving the following appointments to various Boards, Committees and Commissions.

#### Housing Advisory Board

Paula Stuetgen - appointment to fill unexpired term, which expires April 30, 2014

#### Landmarks Commission

Jane Seymour Kunick – appointment as Real Estate representative to three-year term, which expires December 31, 2016

North Barstow/Medical Business Improvement District

Julia Johnson – appointment to three-year term, which expires December 31, 2016

Police and Fire Commission

Stephanie Finn – appointment to fill unexpired term, which expires April 30, 2017

Transit Commission

Sam Milewsky – new member representing UW-EC for a one-year term, which expires August 31, 2014

West Grand Avenue Business Improvement District

(two-year terms, which expire December 31, 2015)

John Curtis – reappointment      Marty Fisher-Blakeley – reappointment

Ann Sessions - reappointment

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Duax “to adopt said resolution”. Said motion passed by unanimous vote.

**FISCAL POLICY ADVISORY COMMITTEE**

The City Council considered a resolution approving the Fiscal Policy Advisory Committee 2014 study topics. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Lewis “to adopt said resolution”. Council Member Duax noted a scrivener’s error in the last paragraph of the proposed resolution. The paragraph should reference Sections B2 and B3, rather than Section 1, as indicated. Said correction was accepted without objection. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Lewis “to amend said resolution by adding a Be It Further Resolved paragraph calling for a City Council work session to be scheduled before March 31, 2014 to discuss the use of fund balance and corresponding implications for debt and funding of capital expenditures”. Said motion to amend passed by unanimous voice vote. Council then voted on the resolution as amended. Said resolution was adopted by unanimous vote.

**INTERGOVERNMENTAL AGREEMENT**

The Council considered a resolution approving a change in the Future Land Use Map within the Intergovernmental Agreement with the Town of Washington for property at 5791 Friedeck Road. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Larsen “to adopt said resolution”. Said motion passed by unanimous vote.

**DEDICATION OF UTILITIES AND EASEMENT**

The Council considered a resolution accepting the existing water and sanitary sewer mains within the Oak Tree Condominium Plat and the conveyance of a permanent utility easement crossing property owned by Oak Tree Condominiums. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Von Haden “to adopt said resolution”. Said motion passed by unanimous vote.

## **ORDINANCE FOR ACTION - ZONING CODE AMENDMENT**

The City Council considered an ordinance amending the Site Plan Chapter of the Zoning Code allowing administrative approval of certain minor site plans, as indicated in Planning File #Z-1536-13. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Klinkhammer “to adopt said ordinance”. Said motion passed by unanimous vote.

## **INTRODUCTION OF OPTIONS RELATED TO DIRECT LEGISLATION**

The City Council had the introduction of two items related to a petition for direct legislation which had been filed with, and certified by, the City Clerk.

- a. First reading of a Charter Ordinance requiring that certain building projects constructed with city funds be submitted to referendum prior to construction.
- b. Resolution placing a referendum on the April 1, 2014 ballot regarding a petition for Direct Legislation.

The Council took no action on either item.

## **ADJOURNMENT**

A motion was offered by Council Member Xiong and seconded by Council Member Strobel “that this meeting does now adjourn.” Said motion passed by unanimous voice vote.

Adjournment: January 14, 2014

Time: 5:09 p.m.

ATTEST:

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Kerry J. S. Kincaid, President

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Donna A. Austad, City Clerk